IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 121 (S/S) 2007

Ved Pal Singh Malik S/o Sri Asha Ram,
R/o B-8, Pasulok Colony, Pasu Palan Vibhag,
Rishikesh, District Dehradun. .....Petitioner.

Versus

1. State of Uttarakhand through its Secretary,
   Animal Husbandry, Uttarakhand,
2. Secretary, Public Service Commission,
   Uttarakhand, Haridwar,
3. Additional Director, Animal Husbandry,
   Uttarakhand, Dehradun. .....Respondents.

Sri Dinesh Gahtori, learned Counsel for the petitioner,
Sri Subhash Upadhyay, learned Standing Counsel for State/respondent nos. 1 & 3,
Sri B.D. Kandpal, learned counsel for respondent no. 2.

Hon'ble M.M. Ghildiyal, J.

Heard Sri Dinesh Gahtori, learned counsel for the petitioner, Sri Subhash Upadhyay, learned Standing Counsel for the State /respondent nos. 1 & 3 and Sri B.D. Kandpal, learned counsel for respondent no.2.

The petitioner has challenged the publication dated 26th February 2007 made in the daily newspaper 'Amar Ujala', by which aspirants were informed to appear in the interview being conducted for the posts of Fodder Development Officer. The claim of the petitioner is that he is working in the Department for more than 5 years. as Research Assistant and his candidature for the said post has been rejected by the Department on the ground that the petitioner has became overage. At present, the petitioner is 46 years old; whereas the age prescribed for the post of Fodder Development Officer as per the Rules, is that the candidate should not be more than 32 years' of age.

I do not find any illegality in rejecting the candidature of the petitioner for the post of Fodder Development Officer on the ground that he has became overage. The petition lacks merit and is liable to be dismissed in limine.

Accordingly, the writ petition is dismissed in limine. No. order as to costs.

(M.M. Ghildiyal, J.)

February 27, 2007:
NCM: